

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DWAYNE WATTS,  
Petitioner,

v.

SUP'T DANIEL BURNS, et al.  
Respondents.

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CIVIL ACTION

NO. 13-1314

**ORDER**

MITCHELL S. GOLDBERG, J.

AND NOW, this 12<sup>th</sup> day of August, 2013, upon careful and independent consideration of the petition for Writ of *Habeas Corpus*, and after review of the Report and Recommendation of United States Magistrate Judge Linda K. Caracappa, IT IS ORDERED that:

- i. The Report and Recommendation is APPROVED and ADOPTED.
- ii. The Motion to Stay Federal Proceedings (Doc. 4) is GRANTED.
- iii. The petition for Writ of *Habeas Corpus* (Doc. 1) is STAYED and held in ABEYANCE until the conclusion of petitioner's state court proceedings.
- iv. Petitioner shall notify the court and respondents within forty-five (45) days following the conclusion of state court proceedings to restart the instant federal proceedings.
- v. There is no probable cause to issue a certificate of appealability.
- vi. The Clerk of the Court shall mark this case closed for statistical purposes.

BY THE COURT:

  
MITCHELL S. GOLDBERG, J.